

Appl. No. 10/821,808  
Amdt. dated December 21, 2006  
Reply to Office Action mailed July 21, 2006

### **REMARKS/ARGUMENTS**

Claims 1-5 and 7-12 are pending. Claim 1 has been amended herein. Claims 6, 13 and 14 have been cancelled without intending to abandon or to dedicate to the public any patentable subject matter. As set forth more fully below, reconsideration and withdrawal of the Examiner's rejections of the claims are respectfully requested.

#### **Oath or Declaration:**

The Examiner has noted a defect in the Declaration filed July 8, 2004. Specifically, the Examiner requires a new Declaration identifying this application by application number and filing date. Applicants submit simultaneously with the filing of this Amendment and Response a new Declaration complying with 37 CFR § 1.67 (a).

#### **Rejections Under 35 U.S.C. § 112, Second Paragraph**

The Examiner has rejected Claims 1-14 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Specifically, the Examiner argues that it is unclear from Claim 1 whether Applicants are claiming a door module or a door module in combination with a window glass. Applicants have amended Claim 1 to refer consistently to "a window glass." Further, Applicants have amended Claim 1 to change the phrase "the window glass is installed onto the carrier" to "the carrier is adapted to receive a window glass."

The Examiner has also rejected Claim 13 as lacking antecedent basis for "the module panel." Applicants have canceled claim 13.

In light of these amendments and the cancellation of Claim 13, Applicants submit that the presently pending claims are sufficiently definite to meet the requirements of 35 U.S.C. § 112, second paragraph.

#### **Claim Rejections Under 35 U.S.C. § 102**

The Examiner has rejected Claims 1-3, 5 and 7-11 under 35 U.S.C. § 102(b) as being anticipated by Pozzi (U.S. Patent No. 5,140,772).

Applicants have amended Claim 1 to recite additional features of the module panel. Support for these additional limitations of the module panel can be found at least in original Claims 6 and 13 and on page 5, lines 1-2 and 14-21, and page 6, lines 8-9 of the specification. Additionally, these features of the module panel are shown in Figures 2a, 2b and 3. Thus, Claim 1, as amended, requires that the module panel directly support the motor, the power transmission arm, and the guide member. This configuration is advantageous in that the door module is easy

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to install in the vehicle door as each of the motor, power transmission arm and guide member are fixed to the module panel prior to installation. This configuration is neither taught nor suggested by Pozzi.

Applicants therefore submit that Claim 1, as amended, and Claims 2-5 and 7-12, which depend from Claim 1, are not anticipated by Pozzi, and respectfully request the Examiner's rejection under 35 U.S.C. § 102(b) be withdrawn.

Claim Rejections Under 35 U.S.C. § 103

The Examiner has rejected Claims 4, 6, and 12 under 35 U.S.C. § 103(a) as being obvious over Pozzi in view of Hezler (U.S. Patent No. 3,574,971). As noted above, Applicants have amended Claim 1 to recite additional features of the module panel which are not taught or suggested by Pozzi. Hezler does not overcome the shortcomings of Pozzi in this respect. Applicants therefor submit that the combination of Pozzi and Hezler does not teach all the limitations of Claims 4, 6, and 12, as amended, and respectfully request that the rejection under 35 U.S.C. § 103(a) be withdrawn.

Based upon the foregoing, Applicants believe that all pending claims are in condition for allowance and such disposition is respectfully requested. In the event that a telephone conversation would further prosecution and/or expedite allowance, the Examiner is invited to contact the undersigned.

Respectfully submitted,

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